IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 418 OF 2005

Shri Diwakar Dhlappa Birajdar .. Appellant
V/s.
Shri Prabhakar Dhulappa Birajdar
and Ors. .. Respondents

Mr. Sachin U. Dhakephalkar for the Appellant
None present for the Respondents

(Not on Board)

CORAM : ABHAY S. OKA, J.
DATED : 15TH APRIL, 2005

P.C.:-

1. Shri Dhakephalkar, the learned Advocate for the Appellant states that he may be permitted to withdraw the Second Appeal, with a liberty to apply for Review before the First Appellate Court. He states that to enable him to file the application for Review before the District Court and to pray for appropriate interim relief, Appellant's possession may be protected for a reasonable time.

2. Accordingly, Appeal is allowed to be withdrawn with a liberty to file application for review before the First Appellate Court. If the Appellant is in possession, he shall not be dis-possessed on the basis of impugned judgment and order for a period of four weeks from today.

3. Parties to act on an authenticated copy of this order.

(JUDGE)